

NOTICE OF EMERGENCY RULE REPEAL AND PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

RULE REPEAL AND PROMULGATION: DMR Regulation 95.04 CC, Closed Area No. 50-A, US Route 1 Bridge, West Sullivan and Long Cove, Sullivan; promulgated on July 12, 2001, is repealed and replaced with the following rule:

TEXT OF RULE: 95.04 CC, Closed Area No. 50-A, US Route 1 Bridge ("Singing Bridge"), West Sullivan and Long Cove, Sullivan.

1. Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of the following two areas (a) US Route 1 bridge, so called "Singing Bridge", West Sullivan; northeasterly of a line beginning at a red painted post located on the un-named point north of Gordon's Wharf, so called, West Sullivan (approximately 500 yards north of US 1 bridge); extending to the center of said bridge; and continuing easterly for 500 yards to a red painted post located at the nearest prominence of land on the north shore (about half way between the bridge and Preble Cove) AND (b) The eastern end of Long Cove; easterly of a line drawn across the head of Long Cove approximately 500 feet from the mouth of the stream that enters at the head of Long Cove.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. Section 6204).

EFFECTIVE DATE: August 15, 2001

AGENCY CONTACT PERSON: Amy M. Fitzpatrick
Department of Marine Resources
McKown Point
West Boothbay, ME 04575

BANGOR DAILY NEWS
August 20, 2001

STATEMENT OF FACT AND POLICY

The Commissioner of the Maine Department of Marine Resources repeals the emergency DMR Regulation 95.04 CC, Closed Area No. 50-A, Route 1 Bridge, West Sullivan and Long Cove, Sullivan, promulgated July 12, 2001, and replaces it with a new regulation that decreases the size of the shellfish closure.

The threat by leaking fuel oil to the harvesting area has been contained and equipment installed to collect residual fuel traces. Shellfish harvesting in the opened area no longer poses a threat to the public health.


E. PENN ESTABROOK
DEPUTY COMMISSIONER

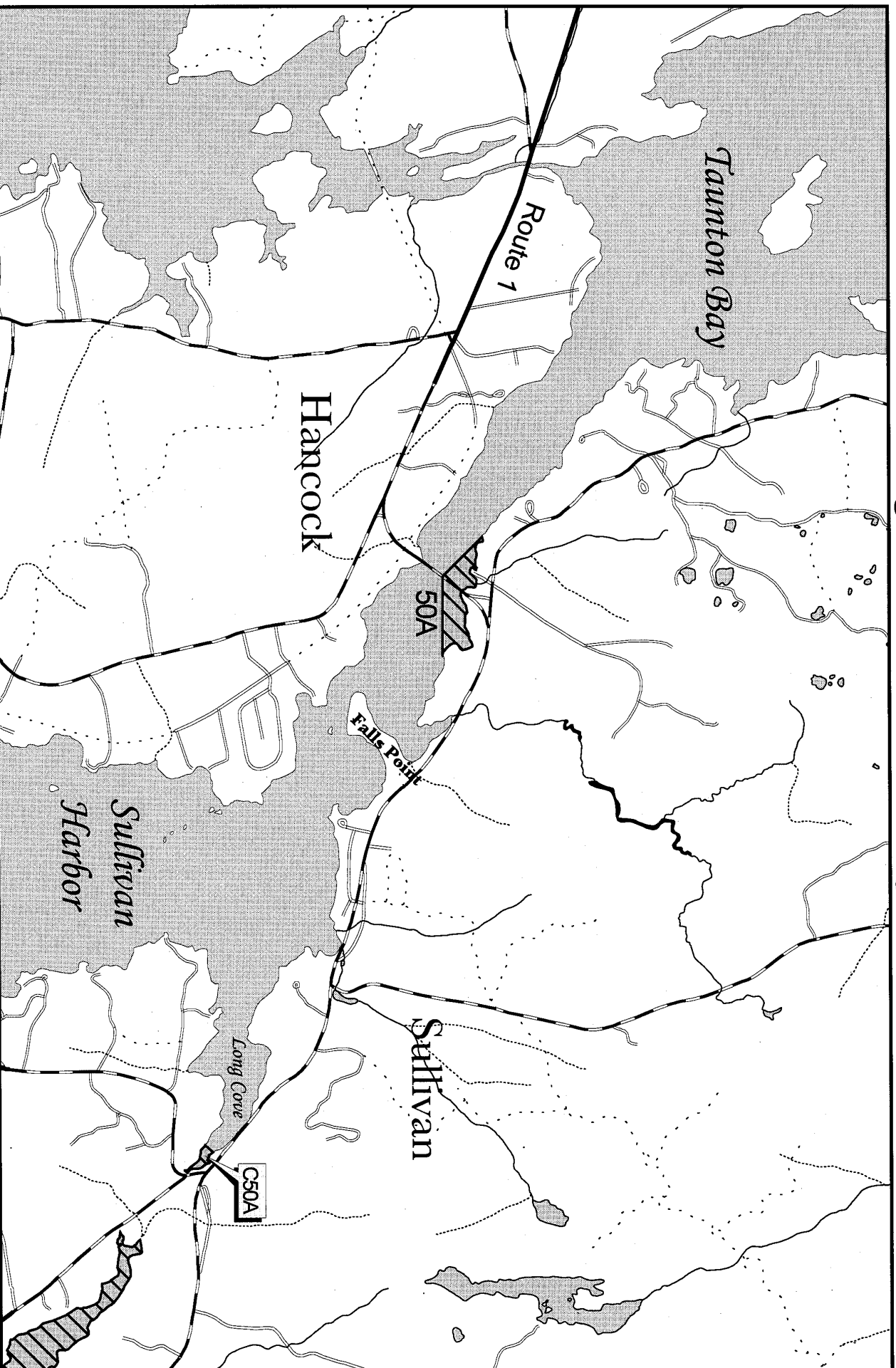


Maine Department of Marine Resources

Legal Notice of Shellfish Closure Area C50A

For: Franklin Hancock Sullivan

C50A - US Route 1 Bridge, West Sullivan and Long Cove, Sullivan. August 15, 2001



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